

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ULTIMATE TIMING, L.L.C., a Washington limited liability company; and ARASH KIA, an individual,

Case No. 2:08-CV-01632-MJP

Plaintiffs,

ORDER ON PARTIES' DISCOVERY MOTIONS

V.

DAVID SIMMS, an individual; SA INNOVATIONS, LLC d/b/a SAI TIMING & TRACKING, a Michigan limited liability company.

Defendants.

This matter comes before the Court on Plaintiffs' motion for leave to take additional depositions and Defendants' motion for extension of time and additional depositions. (Dkt. Nos. 77, 79.) Both parties have filed responses (Dkt. Nos. 81, 89) and, by agreement, have asked the Court to consider the motions without any reply briefs. As set forth below, the Court GRANTS IN PART and DENIES IN PART both motions.

1. Plaintiffs seek leave to take a total of 19 depositions while Defendants seek leave to take 13 in total. (Dkt. No. 77 at 2; Dkt. No. 79 at 2.) The Court grants leave for the parties to take as many as 15 depositions per side. The Court finds that the record does not support Plaintiffs' request for a total of 19 depositions.

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2. To the extent Defendants' motion seeks an extension of time to complete discovery, the request is denied. The motion for an extension of time seeks to delay the dispositive motions deadline without a coordinate extension of the trial date.
3. After the parties indicated their desire to have these motions considered without reply briefs, Plaintiffs' filed a motion to strike a brief that had been inadvertently filed. (Dkt. No. 94.) The Court GRANTS Plaintiffs' motion to strike their own brief and has not considered the document (Dkt. No. 92) in reaching today's decisions.

The Clerk is directed to transmit a copy of this Order to all counsel of record.

Dated this 22nd day of December, 2009.

Wesley. Belman

Marsha J. Pechman
United States District Judge

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